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COPY MAILED

AUG 31 2006

OFFICE OF PETITIONS

In re Application of
Theresa Tsai
Application No. 10/655,343
Filed: September 4, 2003
Attorney Docket No. 92-021

ON PETITION

This is a decision on the petition filed April 28, 2006, to revive the above identified application under 37 CFR 1.137(b)¹.

The petition under 37 CFR 1.137(b) is **GRANTED**.

This application became abandoned on June 1, 2005, for failure to file a timely response to a Restriction Requirement mailed April 28, 2005, which set a one month shortened statutory period for reply. No extensions of the time for reply under 37 CFR 1.136(a) were obtained. Accordingly, a Notice of Abandonment was mailed November 17, 2005.

The petition fee in the amount of \$750.00 has been applied to the finance records for the instant patent application.

The response to the Restriction Requirement filed April 28, 2006 will be referred to Technology Center 1713 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned Petitions Attorney at (571) 272-3212.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions

¹Effective December 1, 1997, the provisions of 37 CFR 1.137(b) now provide that where the delay in reply was unintentional, a petition may be filed to revive an abandoned application or a lapsed patent pursuant to 37 CFR 1.137(b). A grantable petition filed under the provisions of 37 CFR 1.137(b) must be accompanied by:

(1) the required reply, unless previously filed. In a nonprovisional application abandoned for failure to prosecute, the required reply may be met by the filing of a continuing application. In an application or patent, abandoned or lapsed for failure to pay the issue fee or any portion thereof, the required reply must be the payment of the issue fee or any outstanding balance thereof.

(2) the petition fee as set forth in 37 CFR 1.17(m);

(3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional; and

(4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required pursuant to 37 CFR 1.137(c)).



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/655,343	09/04/2003	Theresa Tsai	92-021

34335
 PAI PATENT & TRADEMARK LAW FIRM
 1001 FOURTH AVENUE, SUITE 3200
 SEATTLE, WA 98154

CONFIRMATION NO. 6546

OC000000020255203

OC000000020255203

Date Mailed: 08/31/2006

NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 04/28/2006.

- The Power of Attorney to you in this application has been revoked by the assignee who has intervened as provided by 37 CFR 3.71. Future correspondence will be mailed to the new address of record(37 CFR 1.33).

PATRICIA F FAISON BALL
 OP (571) 272-3212

FORMER ATTORNEY/AGENT COPY



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10/655,343	09/04/2003	Theresa Tsai	92-021

02292
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CONFIRMATION NO. 6546
OC000000020255245
OC000000020255245

Date Mailed: 08/31/2006

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 04/28/2006.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

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